(For office use only: Project Number: PB-20		
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### **City of Worcester Planning Board**



## **DEFINITIVE SITE PLAN APPLICATION**

Division of Planning & Regulatory Services
City Hall, 455 Main Street, Room 404, Worcester, MA 01608

Phone: (508) 799-1400 x 31440 - Fax: (508) 799-1406 - E-mail: <a href="mailto:planning@worcesterma.gov">planning@worcesterma.gov</a> (preferred)

1.	PROPERTY INFORMATION
a.	47 Fourth Street
	Address(es) – please list all addresses the subject property is known by
b.	40.005.00400
	Parcel ID or Map-Block-Lot (MBL) Number
C.	Worcester District Registry of Deeds, Book 60288 Page 149
٠.	Current Owner(s) Recorded Deed/Title Reference(s)
Ч	RL-7
u.	Zoning District and all Zoning Overlay Districts (if any)
2.	APPLICANT INFORMATION
a.	Daniel Yarnie
	Name(s)
b.	37 Millbury Road, Sutton, MA
	Mailing Address(es)
c.	DJO- (508)755-5655 djo@oneilbarrister.com
	Email and Phone Number(s)
d.	Owner
	Interest in Property (e.g., Lessee, Purchaser, etc.)
	I certify that I am requesting the Worcester Planning Board grant the Definitive Site Plan as
	described below
	X/I & Same
	(Signature)
2	OMANDED OF DECORD ALEGORATION (IT DIFFERENCE TO THE PARTY OF THE PARTY
э.	OWNER OF RECORD INFORMATION (IF DIFFERENT FROM APPLICANT)
<b>a.</b>	Name(s)
b.	······································
~.	Mailing Address(es)
d.	- , ,
	Email and Phone Number

a.	Donald J. O'Neil
	Name(s)
b.	Ne 1000
	Signature(s)
c.	688 Pleasant Street, Worcester MA 01602
	Mailing Address(es)
d.	djo@oneilbarrister.com (508)755-5655
	Email and Phone Number
e.	Attorney
	Relation to Project (Architect/Attorney/Engineer/Contractor, etc.)
	AUTHORIZATION
	horization I, Daniel Yarnie , Owner of Record of the property listed with the
	essing Division of the City of Worcester, Massachusetts as Map 42 Block 035 Lot(s) 0010, do hereby
auth	Donald J. O'Neil to file this application with the Division of Planning & Regulatory
Serv	rices of the City of Worcester on this the 2154 day of
	December 20
	his, 20, before me personally appeared niel Yarnie
—	, to me known to be the person described in and who executed the foregoing
instr	rument and acknowledged that they executed the same as their free act and deed.
	A Cli
	My Commission Expires: 12-11-2026
	wy Commission Explies.
(If th each	ere is more than one owner of the land to be considered in this application, a notarized authorization is required for owner.)

4. REPRESENTATIVE INFORMATION

6.	PLA	OVIDE THE FOLLOWING ITEMS, 1 DIGITAL COPY IN PDF FORMAT VIA EMAIL TO NNING@WORCESTERMA.GOV AND CONFIRM WITH STAFF BEFORE SUBMISSION OF 1 PHYSICAL BY BY HAND DELIVERY OR MAIL:
		<b>Zoning Determination Form</b> obtained from the Inspectional Services Division (email <u>inspections@worcesterma.gov</u> or call 508 – 799 – 1198 for more information)
		Completed Site Plan Application, signed by all parties involved.
		Completed Tax Certification for the Applicant and Owner (if different) are attached (page 4)
		If the applicant is NOT the Owner, the Owner(s) Authorization for the applicant to apply is attached (page 2)
		A <b>Certified Abutters List(s)</b> issued within 3 months of this application's filing date which includes all properties affected and includes any contiguous, commonly owned property(s). This can be <u>obtained from the Assessor's Office</u> and includes all abutters and abutters to abutters within 300' of the edge of the land owner's property.
		Note: if the property(s) is within 300 ft. of another town an abutters list from that town may be required
		<b>Project Impact Statement</b> describing the proposed project and analyzing how the project and site layout were designed with consideration for and to be compatible with the review criteria in the Zoning Ordinance.
		Site Plan showing the full project scope and all elements listed in Item 11 of this application, stamped and signed by all applicable professionals
		Architectural drawings showing exterior elevation, height in feet and stories, exterior materials for all structures, and corresponding floor plans stamped and signed by all applicable professionals
		<b>Stormwater Report</b> demonstrating compliance with Massachusetts Stormwater Standards for the project, as applicable based on project type and scope <i>(contact staff to confirm)</i>
		Traffic Study, if necessary based on expected traffic generation (contact staff to confirm)
7.	PRO	OVIDE 1 PHYSICAL COPY OF THE FOLLOWING ITEMS:
		One stamped (i.e. postage paid) pre-addressed envelope for <i>each</i> party on the Abutters List and the applicant (if different from the owner), with the following return address:
		Division of Planning and Regulatory Services 455 Main Street (City Hall), Room 404 Worcester, MA 01608
		Filing Fee of \$ is enclosed (see fee schedule or contact staff to confirm amount).

## 8. TAX CERTIFICATION This certification must be completed by all applicants and owners of the property, certifying payment of all local taxes, fees, assessments, betterments, or any other municipal charges of any kind. Failure to include a completed certification shall result in the application being deemed incomplete. If a Single Owner or Proprietorship: a. Daniel Yarnie Name b. Signature certifying payment of all municipal charges 37 West Millbury Rd Sutton MA **Mailing Address** d. rebeccajyarnie@gmail.com DJO-(508)755-5655 **Email and Phone Number** 9. IF A PARTNERSHIP OR MULTIPLE OWNERS: e. Names f. Signatures certifying payment of all municipal charges g. **Mailing Address** h. **Email and Phone Number** Applicant, if different from owner: i. Printed Name & Signature of Applicant, certifying payment of all municipal charges If a Corporation or Trust: j. **Full Legal Name** k. State of Incorporation **Principal Place of Business** ١. Mailing Address or Place of Business in Massachusetts m.

Printed Name & Signature of Owner or Trustee, certifying payment of all municipal charges

Printed Name & Signature of Owner or Trustee, certifying payment of all municipal charges

Printed Name & Signature of Owner or Trustee, certifying payment of all municipal charges

Printed Name & Signature of Owner or Trustee, certifying payment of all municipal charges

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### 10. PROJECT TYPE AND DESCRIPTION

**a. Existing Conditions.** Describe the current/existing use of the property

unimproved vacant lot	unim	proved	vacant	lot
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o. Proposed Conditions. Check the box for all of the categories that describe the proposed project:

Proposed Project Type	8000			
Residential	1	New Construction	1	Lodging House
Industrial/manufacturing		Rehabilitation/Renovation		Historic Property
Business		Expansion/Addition		Abuts Historic Property
Mixed Use		Change of use		Billboard
Subdivision		Drive-through		Airport Environs Overlay
		Gas station		≥15% Slope Disturbed

c. Describe the proposed use of the property (attach separate narrative if needed)

Applicant seeks approval for Cluster Group of Single Family Dwellings for nine dwelling units pursuant to Article VIII Section 3 of the Zoning Ordinance.

d. Fill in all information relevant to the proposed project

All Projects	Existing	Change +/-	Total
Overall lot size in square feet	127,897 sq.ft.	0	127,897 sq.ft
Number of buildings	5	0	5
Total square footage of building(s)	14,688	0	14,688
Number of stories of building(s)	2+	0	2+
Number of parking spaces	18	0	18
Number of loading spaces	0	0	0
Changes to on-street parking	N/A	N/A	N/A
Total vehicle daily trips. Please consult staff for specific thresholds requiring review.			
Square feet of wetlands	27,917	0	27,917
Square feet of surface (open) water	0	0	0
Square feet of area vegetated/wooded	127,897	0	127,897
Number of trees over 9" in caliper			
Cubic yards of fill material to be imported/exported			
Square feet of property in floodplain			
Length of roadway (in feet or miles)			
Residential	Existing	Change +/-	Total
Number of units	0	9	9
f multi-family, number of bedrooms per unit			
Number of accessible units			
Number of affordable units			
Business/Industrial	Existing	Change +/-	Total
Gross square feet of floor area			

### 11. ZONING

f this project has already	been granted Zoning	Relief by the Zoning	Board of Appeals.	please list the relief below:
	and the same of th	,	,	produce mer anne remer actions

Type of Relief	Date Approved

### 12. PERMITS REQUIRED

List any **Federal, State, or City of Worcester** agencies from which permits or other actions have been or will be sought. Please continue list on an attached sheet if needed.

Agency Name	Permit Type	Date Filed	File Number
Conservation Commiss	Order of Conditions		

### **13. PLAN REQUIREMENTS**

The following information is required of all applications submitted for Site Plan Review. If you are not providing one of these, please check "waiver requested" next to the item.

Feature	Waiver Requested	Location in Set (Sheet/ page #)	
. Site Plan at a minimum $1'' = 40'-0''$ scale, legend, & properly oriented north arm	ow 🔲	4-10	
Locus plan with zoning information shown		1	
Existing utilities		3	
Existing and proposed grading using differing linetypes, showing 2' contours		5,8,9	
Soil types identified on the plan (including test-pit/boring locations)		2	
Location of all trees over 9" caliper inches on existing conditions plan	<b>V</b>		
Architectural elevations or renderings (including exterior materials)			
Landscape plan including plantings, and details for all landscape elements		8	
Shade trees to reduce heat island effect. (1 tree required per dwelling unit and minimum of 1 tree required for every 10 interior parking spaces, 3.5" caliper size)	d a	8	
Stormwater mitigation measures for the 2, 10, 25, & 100-year design stor Provide a stamped Stormwater Checklist & Calculations. All projects shall comwith Massachusetts Stormwater Standards, as applicable to project scale.			
For multi-family residential dwellings in B zones, 10% of site area has be provided for recreation. Note: See Article IV, Section 2, Table 4.2, footnote 3.	en	4	

### 14. REVIEW STANDARDS

The following standards shall be used by the Planning Board in reviewing all applications for site plan review. These standards are intended to provide a frame of reference for the applicant in development of applications. These standards shall not be regarded as inflexible requirements. They are not intended to discourage creativity, invention or innovation. Applicants are encouraged to evaluate the extent to which the site plan, its immediate and general locus and the City more generally can tolerate the development being proposed and adjust their proposals accordingly.

Applicants should additionally <u>provide a narrative "project impact statement"</u> summarizing how the proposed project has been designed with the following criteria in mind by evaluating their proposal on the basis of the following 16 review standards, as outlined in the Zoning Ordinance per Article V, Section 5, B.

Provide the following information about the proposed project in relation to the review standards. If you are not providing one of these features please check "none" next to the item.

1. Adequacy and arrangement of pedestrian traffic access and circulation, walkway structures, control of intersections with vehicular traffic and overall pedestrian convenience.

Feature	None	Page/sheet#
Pedestrian pathways internal to the site, with dimensions of path widths		4
Pedestrian pathways connecting to sidewalks or nearby amenities		4
Doors/egress to all existing and proposed buildings		
Pedestrian paving and surface treatment details		4
Safe, ADA accessible pedestrian crossings at driveways and intersections		4

2. Adequacy and arrangement of vehicular traffic access and circulation including intersections, road widths, pavement surfaces, dividers and traffic controls.

Feature	None	Page/sheet#
Driveway layout & materials		4
Dimensions of all drives and curb cut widths, minimizing the number and width of curb-cuts (see Note 5 to Table 4.4)		4
Access control and directional signage (e.g. gates, pavement markings, etc.))		
Pavement and curb details, including level sidewalks at driveways		
Permeable or porous paving, and/ or cool pavements/ treatments		

3. Location, arrangement, appearance and sufficiency of off-street parking and loading.

Feature	None	Page/ sheet #
Number of parking spaces provided (9 x 18)		18 spaces
Number of compact parking spaces (8 x16)		0
ADA parking spaces		0
Parking aisle width (24 feet for 90° parking; see policy for angled spaces)		N/A
Parking is outside front & exterior side yard/setback (except residential drives)		4
Loading spaces or docks (see Table 4.5 and related notes)		N/A
Screen planting between parking and edge of property or pedestrian paths		N/A
Number of electric vehicle charging stations or "ready" (conduit run) spaces		N/A
Bicycle parking (is it covered, or provided inside the building? Circle: YES NO)		N/A

2		None	Page/sheet#			
а.	Building entrance fronting on the sidewalk		4			
b.	Front façade with features to add visual interest and activate street (e.g., window placement, variation of materials, reduction in massing, etc.)					
C.	Green roof, blue roof, rooftop solar, or use of high-albedo roof treatments					
d.	Light levels appropriate for safety (1 foot candle) where pedestrians and vehicles will meet					
e.	Parking and circulation directional signage					
$f_{\bar{\ell}}$	Signage facing the street					
Adeo	quacy of stormwater and drainage facilities.					
	Feature	None	Page/ sheet #			
a.	Flood Zones, wetlands, watercourses, and water quality and wellhead protection areas		76.			
b.	Bioswale or other open stormwater infiltration area planted with native vegetation (rain garden, etc.)					
C.	Infiltration of clean runoff to maintain groundwater supply					
d.	Overflow or other connection to City stormwater infrastructure***		5			
Ä	***Contact DWP&P to determine any applicable sewer connection or use change	fees.				
Adec	wacy of water supply and sewerage disposal facilities					
,,,,,,		None	Page/ sheet #			
a.	Connections to or extensions of city sanitary sewer and water utilities. Contact		5			
b.	Connections to or extensions of city storm drainage infrastructure		5			
c.	Footing or foundation drainage for a proposed structure or wall		5			
Adeq Land	dequacy, type and arrangement of trees, shrubs and other landscaping elements in accordance wi					
		None	Page/ sheet #			
a.	Walls, including height (show top & bottom elevations at highest and all intersecting		8			
b.	Engineered slopes (rip-rap is not recommended)	П	8			
c.	Planted buffers between parking facilities and adjacent properties or roads		8			
d.	Proposed plantings and areas to be seeded (number, species or mix, size)		8			
e.	Fencing, including information on material, height, and style (including gates)		8			
f.	Planted buffers along rear and side yard setbacks		8			
n the	e case of an apartment complex or other multiple dwelling, the adequacy of us space. Note: for residential uses in Business Districts see Article IV, Section 2, Table 4.2, for	seable c	ommon property o			
	Feature	None	Page/ sheet #			
а.	Outdoor seating (i.e. benches, seat walls, picnic tables, etc.)					
b.	Recreation or play area (Is it designed for children/families? Circle: YES NO)		4			
c.	Raised beds for a community garden or other urban agriculture provisions					
1						
d.	Paved pedestrian plaza area (includes patios) or deck					
	c. d. e. f. Adec a. b. c. d. e. f. l. h. c. d. e. f. l. n the pen	(e.g., window placement, variation of materials, reduction in massing, etc.) Green roof, blue roof, rooftop solar, or use of high-albedo roof treatments Light levels appropriate for safety (1 foot candle) where pedestrians and vehicles will meet e. Parking and circulation directional signage f. Signage facing the street  Adequacy of stormwater and drainage facilities.  Feature a. Flood Zones, wetlands, watercourses, and water quality and wellhead protection areas b. Bioswale or other open stormwater infiltration area planted with native vegetation (rain garden, etc.) Infiltration of clean runoff to maintain groundwater supply d. Overflow or other connection to City stormwater infrastructure***  ***Contact DWP&P to determine any applicable sewer connection or use change Adequacy of water supply and sewerage disposal facilities.  Feature a. Connections to or extensions of city sanitary sewer and water utilities. Contact DWP&P to determine any applicable sewer connection or use change fees. b. Connections to or extensions of city storm drainage infrastructure  Connections to or extensions of city storm drainage infrastructure  Connections to or extensions of trees, shrubs and other landscaping elemetandscaping Design Standards set forth in Article V, Section-5(C).  Feature a. Walls, including height (show top & bottom elevations at highest and all intersecting points, minimize height whenever possible), materials, and related drainage.  Engineered slopes (rip-rap is not recommended)  Planted buffers between parking facilities and adjacent properties or roads  Proposed plantings and areas to be seeded (number, species or mix, size)  Fencing, including information on material, height, and style (including gates)  Planted buffers along rear and side yard setbacks  In the case of an apartment complex or other multiple dwelling, the adequacy of usopen space. Note: for residential uses in Business Districts see Article IV, Section 2, Table 4.2, for Feature  Outdoor seating (i.e. benches, seat walls, picnic tables, etc.)	(e.g., window placement, variation of materials, reduction in massing, etc.)   Green roof, blue roof, rooftop solar, or use of high-albedo roof treatments   Light levels appropriate for safety (1 foot candle) where pedestrians and vehicles will meet   Parking and circulation directional signage   Parking and circulational signage   Parkin			

	Feature Feature	None/	Page/ sheet
a.	Plan locating all existing (to remain) & proposed light fixtures		
b.	Details of all proposed light fixtures: showing max temperature of 4,000K, dark-sky compliant, and with shielding to prevent light spillover		
С.	Photometric plan for parking lots with ≥12 new spaces		
d.	Opaque fencing or evergreen planting to screen trash or utility areas (including siting and screening of roof-top equipment, as applicable)		
е.	Sound attenuation at loading, utility, and other noise generating areas with particular attention to sensitive neighbors		
	Limit of clearing, with mature vegetation protected where possible		
de	quacy of fire lanes and other emergency zones and the provisions of fire hydra	nts.	
	Feature	None	Page/ sheet #
Э.	Diagram of fire truck access path (applicant should coordinate turning radius and access requirements with the Fire Department)		
).	Clearly marked fire or emergency loading areas		
<b>:.</b>	Fire hydrants and/or FDC connections		
	Feature	None	Page/ sheet #
	Feature	None	Dago/choot #
۱.	All buildings and utilities are located at or above the 500-year flood elevation	None	Page/ sheet #
1. ).		None	
).	All buildings and utilities are located at or above the 500-year flood elevation  Drainage infrastructure is designed to reduce ponding and slow runoff		5 5
).	All buildings and utilities are located at or above the 500-year flood elevation		5 5 onstruction.
le	All buildings and utilities are located at or above the 500-year flood elevation  Drainage infrastructure is designed to reduce ponding and slow runoff  quacy of erosion and sedimentation control measures to be utilized during and  Feature  Erosion control plan narrative sequence (including perimeter controls and temporary stormwater management) for construction activities	after co	5 5 onstruction.
de	All buildings and utilities are located at or above the 500-year flood elevation  Drainage infrastructure is designed to reduce ponding and slow runoff  quacy of erosion and sedimentation control measures to be utilized during and  Feature  Erosion control plan narrative sequence (including perimeter controls and temporary stormwater management) for construction activities  Plans for securing of any stockpiles on site during construction	after co	5 5 onstruction. Page/ sheet #
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de	All buildings and utilities are located at or above the 500-year flood elevation Drainage infrastructure is designed to reduce ponding and slow runoff  quacy of erosion and sedimentation control measures to be utilized during and Feature  Erosion control plan narrative sequence (including perimeter controls and temporary stormwater management) for construction activities  Plans for securing of any stockpiles on site during construction  Temporary and permanent slope stabilization/designs for slopes greater than 3H:1V; (note: loam and seed is not sufficient)  Slopes ≥2.5H:1V are engineered (note: loam and seed is not sufficient)	after co	5 5 construction. Page/ sheet # 2,4 2
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der	All buildings and utilities are located at or above the 500-year flood elevation Drainage infrastructure is designed to reduce ponding and slow runoff  quacy of erosion and sedimentation control measures to be utilized during and Feature  Erosion control plan narrative sequence (including perimeter controls and temporary stormwater management) for construction activities  Plans for securing of any stockpiles on site during construction  Temporary and permanent slope stabilization/designs for slopes greater than 3H:1V; (note: loam and seed is not sufficient)  Slopes ≥2.5H:1V are engineered (note: loam and seed is not sufficient)  Temporary sediment basins and other means of stormwater velocity attenuation or conveyance proposed during construction	after co	5 5 construction. Page/ sheet # 2,4 2 2 2 ecent State Re
der	All buildings and utilities are located at or above the 500-year flood elevation  Drainage infrastructure is designed to reduce ponding and slow runoff  quacy of erosion and sedimentation control measures to be utilized during and  Feature  Erosion control plan narrative sequence (including perimeter controls and temporary stormwater management) for construction activities  Plans for securing of any stockpiles on site during construction  Temporary and permanent slope stabilization/designs for slopes greater than 3H:1V; (note: loam and seed is not sufficient)  Slopes ≥2.5H:1V are engineered (note: loam and seed is not sufficient)  Temporary sediment basins and other means of stormwater velocity attenuation or conveyance proposed during construction  Formance and compatibility of the site plan design with structures listed in the istoric Places.	after co	5  Page/ sheet #  2,4  2  2

	Feature	None	Page/ sheet #
Э.	Bus service within ¼ mile (indicate number of stops and route numbers)		
Э.	Improvements to neighborhood walk/bike-ability or public transportation		
de	quacy of plans and protective measures to ensure minimal risk of contamination	on to surf	ace or ground
	Feature	None	Page/ sheet #
Э.	Snow storage locations (outside of basins and required parking/landscape buffer)		4
ο.	Water quality structures to remove total suspended solids (TSS) from runoff		5
<b>:</b> .	Water quality structures to remove pollutants from runoff (i.e. oil/ water separators, etc.)		5
ı.	Plan for mitigation of any contaminated soils (include RTN, RAM Plan, AUL)		
<del>)</del> .	Locations of material to cut or filled (including the location of the source material if fill)		
	Dewatering plans		
on	formance of the site design with the purposes and intent of the Worcester Zo	ning Ordi	nance.
	Feature	None	Page/ sheet #
۱.	Minimum yard setbacks (for front, side, and rear)		
).	Property and right-of-way boundary lines (include the status of ways)		
	Easements for any utilities, public access, or adjacent properties		
l.	Regularity factor for all lots		
	% paving within the front-yard for residential uses		N/A
	Height of all structures in feet and stories	T	2

Edward M. Augustus, Jr. City Manager

Total Count: 77



Timothy J. McGourthy CHIEF FINANCIAL OFFICER

Samuel E. Konieczny CITY ASSESSOR

### CITY OF WORCESTER

ADMINISTRATION & FINANCE

## **Certified Abutters List**

A list of 'parties in interest' shall be attached to the application form and shall include the names and addresses. All such names and addresses shall be obtained from the most recent applicable tax list maintained by the City's Assessing Department. The Assessing Department certifies the list of names and addresses.

Owner: Owner Mailing:		Yarnie, Daniel		
			37 West Millbury Road	
		Sutton, MA 01590		
Petitioner (if	other than owner):	Donald J. O'Neil		
,	iling Address:	688 Pleasant Street		
		Worcester, MA 016	Worcester, MA 01602	
Petitioner Pho	one:	508-755-5655	508-755-5655	
Parcel Addres	ss:	47 Fourth Street		
Assessor's M	ap-Block-Lot(s):	42-035-00100		
Planning:	X Zo	oning: Liqu	or License:	ConComm:
Historical:	— Can	nabis:	Other:	
)+				
42-036-0015R	HERNANDEZ DULCE	E GONZALEZ	0003 ADMIRAL AVE	WORCESTER MA 01602
42-035-0009B	NJOROGE BEATRICE	E	0059 FOURTH ST	WORCESTER MA 01602
42-035-0011B	DEVITO JOHN P III +		0063 FOURTH ST	WORCESTER MA 01602
42-030-0126B	GUERTIN BARBARA		0007 GREEN VIE LN	WORCESTER MA 01609
42-036-0007R	PHAM DALEN + SAM	IANTHA	12 ADMIRAL AVE	WORCESTER MA 01602
42-036-0001R	TRAN THIT+		0321 SPRING ST	SHREWSBURY MA 01545
42-036-0017R	ARNOLD LINDSEY		0077 FOURTH ST	WORCESTER MA 01602
42-035-0007A	CIMISLIU MIRCEA V	ALENTIN +	425C SALISBURY ST	WORCESTER MA 01609
42-036-0014R	NGUYEN LOAN		0005 ADMIRAL AVE	WORCESTER MA 01602
42-035-0001A	UNDERWOOD AMY	Е	0067 FOURTH ST	WORCESTER MA 01602
42-035-0004B	MARCIMO JAY R		0046 FOURTH ST	WORCESTER MA 01602
42-030-011-2	WESSON DEAN C+S	SANGER	0029 FOURTH ST	WORCESTER MA 01602
42-25A-0004B	WASHINGTON HEIG	HTS PRESERVATION	0060 COLUMBUS CIR	NEW YORK NY 10023
42-025-0004A	CITY OF WORCESTE	R SCHOOL DEPT	20 IRVING ST	WORCESTER MA 01609
42-036-0009R	TRAN LOC + PHAM I	DIEU	0017 ADMIRAL AVE.	WORCESTER MA 01602
42-035-0001B	JAMES KIMBERLY		0065 FOURTH AVE	WORCESTER MA 01602
42-035-0004A	GIBSON NATHALIE	D	0044 FOURTH ST	WORCESTER MA 01602
42-035-00023	KOZAL KARLOSS W	+ ISIS ZOGHAIB	0038 THIRD ST	WORCESTER MA 01602
42-25A-0004A	WASHINGTON HEIG	HTS PRESERVATION	0060 COLUMBUS CIR	NEW YORK NY 10023
42-25A-0004C	WASHINGTON HEIG	HTS PRESERVATION	0060 COLUMBUS CIR	NEW YORK NY 10023

42-030-00009	TERRACES AT FOURTH STREET INC	31 GALLAIR CIRCLE	HOLDEN MA 01520
42-030-010-1	CHIN AMY	0025 FOURTH ST	WORCESTER MA 01603
42-030-010-2	CHIN AMY P	0027 FOURTH ST	WORCESTER MA 01602
42-030-011-1	SADIKAJ ASTRIT + MARGARITA	0031 FOURTH ST	WORCESTER MA 01603
42-035-013-1	DARDAS ZISSIS	0035 FOURTH ST	WORCESTER MA 01602
42-035-00013	BANGO ROBERT + EGLANTINA	0039 FOURTH ST	WORCESTER MA 01602
42-036-0008R	CHAVES JOSE H JR	0014 ADMIRAL AVE	WORCESTER MA 01604
42-035-00100	YARNIE DANIEL	0037 WEST MILLBURY RD	SUTTON MA 01590
42-030-0009A	BOATENG VIVIAN A	0023 FOURTH ST	WORCESTER MA 01602
42-036-0006R	LUU NINH V	0010 ADMIRAL AVE	WORCESTER MA 01602
42-035-0007B	MAZIN ALEXANDER	0200 EAST 36TH ST	NEW YORK NY 10016
42-036-0003R	MOREAU PATTI A	4 ADMIRAL RD	WORCESTER MA 01602
42-035-0009A	BARATIAN MARGARET M	0057 FOURTH ST	WORCESTER MA 01602
42-036-0013R	BOCKA MIHAIL+MARIA	0015 ARLETTA AVE	WORCESTER MA 01602
42-030-012-2	ZISSIS DARDAS +	0035 FOURTH ST	WORCESTER MA 01602
42-036-0005R	KABA VIRGINA	0008 ADMIRAL AVE	WORCESTER MA 01602
42-036-0010R	PHAM DANIEL	0015 ADMIRAL AVE	WORCESTER MA 01602
42-035-0003A	LAI DIANA	0114 BEAVERBROOK PRKWY	WORCESTER MA 01603
42-035-0003B	SHEMIS LILIA C	0047 FOURTH ST	WORCESTER MA 01602
42-036-0011R	ASIBEY RICHARD OSEI	0011 ADMIRAL AVE	WORCESTER MA 01602
42-036-0004R	ENCARNACION STELLA M + OCTAVIUS	0006 ADMIRAL AVE	WORCESTER MA 01602
42-036-0012R	GASS RYAN KEITH	0009 ADMIRAL AVE	WORCESTER MA 01602
42-035-0005A	BOWLIN ERIC + WU	PÓ BOX 250671	PLANO TX 75025
42-035-00005	PINGETON EMILY K +	0051 FOURTH ST	WORCESTER MA 01602
42-036-0002R	AUWARTER JOSEPH J +	0002 ADMIRAL AVE	WORCESTER MA 01602
42-035-0008A	BOVENZI NANCY R(LIFE ESTATE)	0052 FOURTH ST	WORCESTER MA 01602
42-035-00026	MINGA LULJETA +	0032 THIRD ST	WORCESTER MA 01602
42-035-0002A	ST GERMAINE PATRICIA + PAUL	0040 FOURTH ST	WORCESTER MA 01602
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42-030-012-1	PISCILLO MARK W	0001 ENVELOPE TERR	WORCESTER MA 01604
This is to certify th	at the above is a list of abutters to Assessor's Map-E	Block-Lot(s) 42-035-00100	as cited above.
Certified by:	Samuel Konieczny	10/15/2020	
Signature	00	Date	



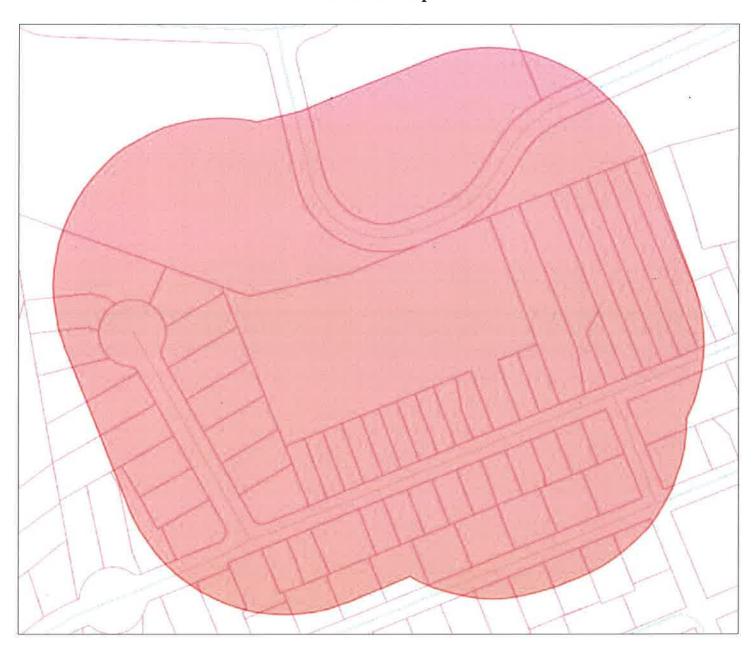
Timothy J. McGourthy CHIEF FINANCIAL OFFICER

Samuel E. Konieczny City Assessor

CITY OF WORCESTER

ADMINISTRATION & FINANCE

## **Abutters Map**





## SPECIAL PERMIT APPLICATION - CLUSTER ZONING

### CITY OF WORCESTER PLANNING BOARD

455 Main Street, Room 404, Worcester, MA 01608 Phone 508-799-1400 Ext. 31440 - Fax 508-799-1406

TYPE OF SPECIAL PERMIT (check Special Permit yo	ou are requesting)
1. Density Bonus	5. Adaptive Reuse Overlay District
✓ 2. Cluster Zoning	6. Common Driveway
3. Continuing Care Retirement Community	7. Wind Energy Conversion Facility
4. Water Resources Protection Overlay District	
Name of Applicant(s):	E
2. Address of Applicant: 37 West Millbury Road, Su	utton MA
3. Telephone:(774)303-9860	
4. Email: rebeccajyarnie@gmail.com	
5. That he / she is the owner (s) lessee (s), opti	onee(s) (check one) of certain premises situated at
47 Fourth Street	<u>■</u> Worcester, Massachusetts
(List property subject to the application and include any lot numbers. Please	
and that the owner of record is in the name of <u>Daniel</u> (The owner of record is the person or entity who owns title to the property as	s of today's date)
whose address (es) is /are37 West Millbury Road,	Sutton MA by a deed duly
recorded in the Worcester District Registry of Deeds, B	ook(s)60288
Page(s) 149, and is further	described by the City of Worcester Assessor's Office as
Map_42 <u>■</u> Block_035	Lot 00100
6. Is this property known by any other address? No	
7. Zoning district(s) of the property (Indicate if more than one zone)	oning district and any zoning overlay districts):
8. Describe what is presently located on the property (Us	se as much detail as possible including all uses and square footage of each use):

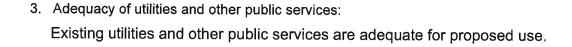
9. The applicant seeks to (Describe what you want to do on the property in as much detail as possible):  Secure approval for cluster development of nine residents units. Eight units to be single family semi-detached units and one unit to be single family detached unit.
10. Such a use is permitted only by the City of Worcester Zoning Ordinance under Article (Insert Article, Section (s) of the Zoning Ordinance which permits the proposed used of the property):
Article VIII. Section 3.
11. Are you aware if this property has been previously granted approvals from any City Board or Commission? If so, please list (Provide dates of previous approvals, book and page numbers and/or certificate numbers of any recorded decisions and/or recorded/registered land. Also, please provide copies of previous recorded decisions):
Previous approvals, now expired, where granted by the Planning Board for Site Plan Approval together with a Special Permit for Cluster Development. Approval also recieved from Conservation Commission which remains in effect.
12. List any requested waivers:
To be determined.
13. List any additional information relevant to the Special Permit:  Applicant seeks to renew approvals previsously granted with no change to the proposed plan except as expressly noted.

### SPECIAL PERMIT FINDINGS OF FACT

In the spaces below explain how the adverse effects of the proposed use will not outweigh its beneficial impacts to the City with respect to each of the following considerations per Article II, Section 6(A)(2) of the Zoning Ordinance. (Attach additional supporting documentation as necessary.)

1.	Social, economic or community needs that are served by the proposal:
	Cluster development allow for the construction of additional dwelling units while maintaining
	open space area for shared enjoyment. Access to dwellings over private driveway will minimize
	demands on City services for road maintenance and trash pickup.

2.	Traffic flow and safety, including access, parking and loading areas:
	Access and egress will be through common driveway minimizing curb cuts. Required parking to be provided off street.



4. Neighborhood character and social structure:

Proposed development of eight single family semi-detached dwelling units and one single family detached dwelling unit is consistent in all respects with surrounding neighborhood.

5. Impacts on the natural environment:

Proposed development will preserve 25% of the building area on the parcel, exclusive of wetlands, as open space area for the benefit of residents.

6. Potential fiscal impact, including city services needed, tax base, and employment:

The potential fiscal impacts are positive given the reduction in City services associated with a private driveway access to be maintained by the residents. New housing to increase tax base and provide employment opportunities for City residents in the construction and property maintenance fields.

WHEREFORE, the applicant(s) requests that this I	Board grant the special permit (s) as requested above.
By: A form	By:
(Signature of Applicant or Applicant's Agent) If more than one applicant, all applicants must fill out information.	(Signature of Property Owner or Owner's Agent) If more than one property owner, all owners must fill out information.
Daniel Yarnie	
(Name of Applicant)	(Name of Property Owner)
37 West Millbury Rd Sutton MA	
(Address)	(Address)
(508)755-5655	
(Contact Phone Number)	(Contact Phone Number)
djo@oneilbarrister.com	
(Email)	(Email)
12/18/2020	
(Date)	(Date)

\*\*ALL APPLICATION DEADLINES ARE 2:00 P.M. UNLESS OTHERWISE SPECIFIED\*\*
APPLICANTS ARE ENCOURAGED TO FILE BEFORE THE DEADLINE DATE WHENEVER POSSIBLE

### **CLUSTER ZONING**

The purpose of the Cluster Zoning Article of the Zoning Ordinance is to provide for cluster subdivision developments and cluster developments of designed groups of single family dwellings as a means for more efficient and effective development of Worcester while also protecting its sensitive natural environment and providing for preservation of open space in both natural and improved states.

### **Review Standards**

In addition to its special permit review criteria under Article II of the Zoning Ordinance, the Planning Board shall also consider the Cluster Development's conformance with the following planning and design objectives:

- 1. It is desirable to decrease municipal costs and environmental impacts through reduction in the length of streets, utilities and drainage systems per dwelling unit served.
- 2. It is desirable to increase the scale of contiguous area assured of preservation in a natural state, off street pathways and trails, recreation areas open at least to all residents of the cluster and wilderness areas.
- 3. It is desirable that all existing scenic vistas be respected and preserved and that new scenic vistas be created.
- 4. It is desirable to increase vehicular safety by having fewer, better located and designed egresses onto existing streets.
- 5. It is desirable to preserve environmental quality by reduction of the total area over which vegetation is disturbed by cut or fill or displacement; by reduction in critical lands (slopes in excess of fifteen percent (15%), land within 100 feet of a water body, wetlands or streams having outstanding or rare vegetation) disturbed by construction; reduction of the extent of waterways altered or relocated; reductions in the volume of cut and fill for roads and construction sites.
- 6. It is desirable to have the design and location and materials of the structure(s) on the site be sensitive to the natural environmental conditions, vistas and abutting properties.
- 7. There should be positive benefit to the City in some important respects, such as reduction of environmental damage, better controlled traffic, and preservation of current character through location of reserved open space.

Revised: January 10, 2012

### PLEASE ANSWER THE FOLLOWING QUESTIONS REGARDING THE PROPOSED CLUSTER PROJECT:

1. Explain how the proposed project decreases municipal costs and environmental impacts through reduction in the length of streets, utilities and drainage systems per dwelling unit served:

Access to the dwellings will be over a shared common driveway maintained by the residents which will reduce the costs associated with snow removal and ice treatment for the City. Trash removal expenses for the City will also be avoided through private trash pickup.

2.	Explain how the proposed project increases the scale of contiguous area assured of preservation in a natural state, off street pathways and trails, recreation areas open at least to all residents of the cluster and wilderness areas:
	The proposed development sets aside 25% of the buildable lot area, exclusive of wetlands, for open space enjoyment and provides a shared recreation area for the use and enjoyment of residents.
3.	Explain how the proposed project respects and preserves all existing scenic vistas and create new scenic vistas:
	On site scenic vistas over looking open space areas and wetlands areas will be provided to the residents through the maintenance of said areas in their natural state.
4.	Explain how the proposed project increases vehicular safety by having fewer, better located and designed egresses onto existing streets:
	The proposal provides for one driveway access on to Fourth Street for a total of nine residential units which minimizes curb cuts and allows for increased vehicular safety for all concerned.
	Explain how the proposed project preserves environmental quality by reduction of the total area over which vegetation is disturbed by cut or fill or displacement; by reduction in critical lands (slopes in excess of fifteen percent (15%), land within 100 feet of a water body, wetlands or streams having outstanding or rare vegetation) disturbed by construction; reduction of the extent of waterways altered or relocated; reduction in the volume of curand fill for roads and construction sites:
	The existing wetlands on site will be maintained with little to no disruption or disturbance through the ability to cluster the housing units closer together eliminating the need for the increased site
	disruption normally associated with a stand alone subdivision development.

- 6. Explain how the proposed project's design, location and materials of the structure(s) on the site are sensitive to the natural environmental conditions, vistas and abutting properties:
  - The placement of the structures and their configuration was guided by the characteristics of the site with the intent to minimize impacts on natural environment conditions and abutting properties.

7. Explain how the proposed project provides a positive benefit to the City in some important respects, such as reduction of environmental damage, better controlled traffic, and preservation of current character through location of reserved open space:

The proposed project, as noted above, benefits the City by reducing the expenses associated with a traditional subdivision while expanding the tax base and providing additional residential housing needed to address unmet demands for the same. It also allows for the maintenance of open space areas for the benefit of residents, in particular, and abutting property owners, in a more general way, by maintaining a portion of the site in its natural state.

# CERTIFICATION OF COMPLIANCE WITH WORCESTER REVISED ORDINANCES GOVERNING REVENUE COLLECTION

\*Note: This form must be completed and signed by both the <u>applicant(s)</u> and <u>owner(s)</u> of the property certifying payment of all local taxes, fees, assessments, betterments, or any other municipal charges of any kind. Failure to include a fully completed certification form with the application shall result in the application being deemed incomplete and ineligible for further processing by the Zoning Board of Appeals.

Pursuant to Massachusetts General Law, Chapter 40, Section 57 and the City of Worcester General Revised Ordinance, Chapter 11, Section 26-28, the undersigned applicant and all parties having an ownership interest therein, hereby certify, under the pains and penalties of perjury, that the applicant(s) and owner(s) have complied with the laws of the Commonwealth of Massachusetts and the City of Worcester regarding payment of all local taxes, fees, assessments, betterments or any other municipal charges of any kind.

(Give first and last names in full. In case of a corporation give names of President, Treasurer and Manager; and in case of firms, give names of individual members.)

(1) If a Proprietorship or Single Owner of residential property:

Name of Owner <u>Daniel Yarnie</u>	+	
Business Address		
Home Address 37 West Millbury Road.	, Sutton, MA	
Business Phone <u>(508)755-5655</u>	Home Phone	
Signature of owner (certifying payment of a	all municipal charges):	
	Date: 12-21-20	
a Partnership or Multiple Owners of reside	lential property:	
Full names and address of all partners		
Printed Names	Addresses	
Business Address		
Business Phone		
Dusiness Filorie	ing payment of all municipal charges -attach multip	le page
Signature of all owners of property (certifyir necessary)	ing payment of all municipal charges -attach multip	
Signature of all owners of property (certifying	ing payment of all municipal charges -attach multip	

Edward M. Augustus, Jr. CITY MANAGER

Total Count: \_\_\_77\_\_



Timothy J. McGourthy CHIEF FINANCIAL OFFICER

Samuel E. Konieczny CITY ASSESSOR

### CITY OF WORCESTER

ADMINISTRATION & FINANCE

## **Certified Abutters List**

A list of 'parties in interest' shall be attached to the application form and shall include the names and addresses. All such names and addresses shall be obtained from the most recent applicable tax list maintained by the City's Assessing Department. The Assessing Department certifies the list of names and addresses.

Owner:	Yarnie, Daniel		
Owner Mailing:	37 West Millbury I	37 West Millbury Road	
	Sutton, MA	· · · · · · · · · · · · · · · · · · ·	
Petitioner (if other than owner):	Donald J. O'Neil		
Petitioner Mailing Address:	688 Pleasant Street	·	
	Worcester, MA 01	Worcester, MA 01602	
Petitioner Phone:	508-755-5655		
Parcel Address:	47 Fourth Street		
Assessor's Map-Block-Lot(s):	42-035-00100		
Planning: X	Zoning: Liqu	or License:	ConComm:
Historical: C	annabis:	Other:	
42-036-0015R HERNANDEZ DUL	CE GONZALEZ	0003 ADMIRAL AVE	WORCESTER MA 01602
42-035-0009B NJOROGE BEATRI	CE	0059 FOURTH ST	WORCESTER MA 01602
42-035-0011B DEVITO JOHN P II	[+	0063 FOURTH ST	WORCESTER MA 01602
42-030-0126B GUERTIN BARBA	RA	0007 GREEN VIE LN	WORCESTER MA 01609
42-036-0007R PHAM DALEN + S.	AMANTHA	12 ADMIRAL AVE	WORCESTER MA 01602
42-036-0001R TRAN THI T +		0321 SPRING ST	SHREWSBURY MA 01545
42-036-0017R ARNOLD LINDSE	ď	0077 FOURTH ST	WORCESTER MA 01602
42-035-0007A CIMISLIU MIRCEA	VALENTIN +	425C SALISBURY ST	WORCESTER MA 01609
42-036-0014R NGUYEN LOAN		0005 ADMIRAL AVE	WORCESTER MA 01602
42-035-0001A UNDERWOOD AM	Y E	0067 FOURTH ST	WORCESTER MA 01602
42-035-0004B MARCIMO JAY R		0046 FOURTH ST	WORCESTER MA 01602
42-030-011-2 WESSON DEAN C	+ SANGER	0029 FOURTH ST	WORCESTER MA 01602
42-25A-0004B WASHINGTON HE	IGHTS PRESERVATION	0060 COLUMBUS CIR	NEW YORK NY 10023
42-025-0004A CITY OF WORCES	TER SCHOOL DEPT	20 IRVING ST	WORCESTER MA 01609
42-036-0009R TRAN LOC + PHAI	M DIEU	0017 ADMIRAL AVE.	WORCESTER MA 01602
42-035-0001B JAMES KIMBERLY	(	0065 FOURTH AVE	WORCESTER MA 01602
42-035-0004A GIBSON NATHALI	ED	0044 FOURTH ST	WORCESTER MA 01602
42-035-00023 KOZAL KARLOSS	W + ISIS ZOGHAIB	0038 THIRD ST	WORCESTER MA 01602
42-25A-0004A WASHINGTON HE	IGHTS PRESERVATION	0060 COLUMBUS CIR	NEW YORK NY 10023
	IGHTS PRESERVATION	0060 COLUMBUS CIR	NEW YORK NY 10023

42-030-00009	TERRACES AT FOURTH STREET INC	31 GALLAIR CIRCLE	HOLDEN MA 01520
42-030-010-1	CHIN AMY	0025 FOURTH ST	WORCESTER MA 01603
42-030-010-2	CHIN AMY P	0027 FOURTH ST	WORCESTER MA 01602
42-030-011-1	SADIKAJ ASTRIT + MARGARITA	0031 FOURTH ST	WORCESTER MA 01603
42-035-013-1	DARDAS ZISSIS	0035 FOURTH ST	WORCESTER MA 01602
42-035-00013	BANGO ROBERT + EGLANTINA	0039 FOURTH ST	WORCESTER MA 01602
42-036-0008R	CHAVES JOSE H JR	0014 ADMIRAL AVE	WORCESTER MA 01604
42-035-00100	YARNIE DANIEL	0037 WEST MILLBURY RD	SUTTON MA 01590
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42-036-0006R	LUU NINH V	0010 ADMIRAL AVE	WORCESTER MA 01602
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42-035-0019B	LY LAN	0046 THIRD ST	WORCESTER MA 01602
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42-030-012-1	PISCILLO MARK W	0001 ENVELOPE TERR	WORCESTER MA 01604

This is to certify that the above is a list of abutters to Assessor's Map-Block-Lot(s)  $\underline{42-035-00100}$  as cited above.

Certified by:	Samuel Konieczny	10/21/2020	
Signature	00	Date	

Timothy J. McGourthy CHIEF FINANCIAL OFFICER

Samuel E. Konieczny City Assessor

## **Abutters Map**

ADMINISTRATION & FINANCE

